

HICKORY WATER DISTRICT

P.S.C. Ky. No. 4

Cancels P.S.C. Ky. No. 3

HICKORY WATER DISTRICT

OF

HICKORY, GRAVES COUNTY, KENTUCKY

Rates, Rules and Regulations for Furnishing

WATER SERVICE

AT

HICKORY & LOWES, GRAVES COUNTY, KENTUCKY

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

OCT 05 1999

PURSUANT TO 807 KAR 5011,
SECTION 3(1)

Filed with PUBLIC SERVICE COMMISSION OF
KENTUCKY

By Stephen O. Bell
SECRETARY OF THE COMMISSION

ISSUED OCTOBER 11, 19 99 EFFECTIVE October 5
DECEMBER 1, 19 99

ISSUED BY: HICKORY WATER DISTRICT

(Name of Utility)

BY:

Robert H. Sullivan

TITLE:

ROBERT H. SULLIVAN, CHAIRMAN

FOR:

**HICKORY AND
LOWES, KENTUCKY**

P.S.C. NO.

4**SECOND**

SHEET NO.

1

CANCELING P.S.C. NO.

2**HICKORY WATER DISTRICT****REVISED**

SHEET NO.

1**CLASSIFICATION OF SERVICE****RATE
PER UNIT****CONNECTION FEE:****¾ INCH WATER METER:****Monthly Rate****CONSUMPTION:**

First	2,000 Gallons	-	\$ 8.55 (Minimum Bill)
Next	3,000 Gallons	-	2.90 Per 1,000 Gallons
Next	5,000 Gallons	-	2.70 Per 1,000 Gallons
Next	10,000 Gallons	-	2.50 Per 1,000 Gallons
Next	30,000 Gallons	-	1.80 Per 1,000 Gallons
Next	50,000 Gallons	-	1.50 Per 1,000 Gallons
Over	100,000 Gallons	-	1.25 Per 1,000 Gallons

1 INCH WATER METER:**Monthly Rate****CONSUMPTION:**

First	6,000 Gallons	-	\$19.95 (Minimum Bill)
Next	4,000 Gallons	-	2.70 Per 1,000 Gallons
Next	10,000 Gallons	-	2.50 Per 1,000 Gallons
Next	30,000 Gallons	-	1.80 Per 1,000 Gallons
Next	50,000 Gallons	-	1.50 Per 1,000 Gallons
Over	100,000 Gallons	-	1.25 Per 1,000 Gallons

1½ INCH WATER METER:**Monthly Rate****CONSUMPTION:**

First	7,500 Gallons	-	\$24.00 (Minimum Bill)
Next	2,500 Gallons	-	2.70 Per 1,000 Gallons
Next	10,000 Gallons	-	2.50 Per 1,000 Gallons
Next	30,000 Gallons	-	1.80 Per 1,000 Gallons
Next	50,000 Gallons	-	1.50 Per 1,000 Gallons
Over	100,000 Gallons	-	1.25 Per 1,000 Gallons

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

OCT 05 1999

PURSUANT TO 807 KAR 5011,
SECTION 9 (1)BY: Stephan D. Bell
SECRETARY OF THE COMMISSIONDATE OF ISSUE: **OCTOBER 11 1999**
Month Day YearDATE EFFECTIVE: **OCTOBER 5 1999**
Month Day Year

ISSUED BY:

Robert H. Sullivan CHAIRMAN
Robert H. Sullivan Title

P. O. Box 128, Hickory, Kentucky 42051

Address

Issued by authority of an Order of the Public Service Commission of Kentucky in Case No. **99-084** dated **10/05/99**

FOR:

**HICKORY AND
LOWES, KENTUCKY**P.S.C. NO.
SECOND**4**
SHEET NO. **1**

CANCELING P.S.C. NO.

2**HICKORY WATER DISTRICT****REVISED**SHEET NO. **2****CLASSIFICATION OF SERVICE****(Continued)****RATE
PER UNIT****CONNECTION FEE:****2 INCH WATER METER:****Monthly Rate****CONSUMPTION:**

First 15,000 Gallons	-	\$43.25 (Minimum Bill)
Next 5,000 Gallons	-	2.50 Per 1,000 Gallons
Next 30,000 Gallons	-	1.80 Per 1,000 Gallons
Next 50,000 Gallons	-	1.50 Per 1,000 Gallons
Over 100,000 Gallons	-	1.25 Per 1,000 Gallons

3 INCH AND 4 INCH WATER METERS:**Monthly Rate****CONSUMPTION:**

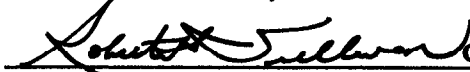
First 100,000 Gallons	-	\$184.75 (Minimum Bill)
Over 100,000 Gallons	-	1.25 Per 1,000 Gallons

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

OCT 05 1999

PURSUANT TO 807 KAR 50.11,
SECTION 9(1)
BY Stephan O. Bell
SECRETARY OF THE COMMISSIONDATE OF ISSUE: **OCTOBER 11 1999**
Month Day YearDATE EFFECTIVE: **OCTOBER 5 1999**
Month Day Year

ISSUED BY:


Robert H. Sullivan

CHAIRMAN

Title

P. O. Box 128, Hickory, Kentucky 42051

Address

Issued by authority of an Order of the Public Service Commission of Kentucky in Case No. **99-084** dated **10/05/99**

FOR Hickory & Lowes (Graves Co.) Ky

P.S.C. Ky. No. 1

First Revised Sheet No. 2

Cancelling P.S.C. Ky. No. 1

Original Sheet No. 2

Hickory Water District

RULES AND REGULATIONS

SECTION 1. WATER CONNECTION CHARGES.

Water connection charges are hereby established and shall be exacted for each connection with the waterworks system of the District, based on the respective dates on which application is or was filed and on the respective sizes of meter connections, as follows:

A. For all customers for any size connection who applied for a water connection and tendered to the District the applicable connection charge prior to June 1, 1965, the connection charge was and is Fifty Dollars (\$50.00).

B. For all customers for any size connection who applied or who shall apply for a water connection subsequent to that date, with a tender of the applicable connection charge prior to the initial completion of the construction of the new waterworks system of the District, as certified by the District engineers, the connection charge shall be One Hundred and Fifty Dollars (\$150.00).

C. For customers who apply for a water connection subsequent to said completion of construction, the minimum connection charge shall be Four Hundred Dollars (\$400.00) for a 5/8" X 3/4" size connection and the connection charge for other respective size connections shall be as follows:

Size of Meter
Connection

5/8" X 3/4"

3/4"

1"

1-1/2"

2"

Connection
Tap-on Fee

\$400.00

450.00

500.00

Actual Cost of Connection

Actual Cost of Connection

JAN 1 1984

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: Jordan C. Nuel

DATE OF ISSUE November 12, 1983
Month Day Year

DATE EFFECTIVE January 1, 1984
Month Day Year

ISSUED BY Robert D. Sullivan
Name of Officer

Chairman
Title

P.O. Box 128, Hickory, Ky.
42051
Address

FOR Hickory & Lowes (Graves Co.) Kentucky

P.S.C. Ky. No. _____

Original Sheet No. 3

Cancelling P.S.C. Ky. No. _____

Sheet No. _____

Hickory Water District

RULES AND REGULATIONS

SECTION 2. RIGHTS ON PAYMENT OF WATER CONNECTION CHARGES.

Water connections shall be made available to the owners of any premises (residential, commercial or industrial) abutting upon any street, road, alley, public way or easement in which a water line is constructed by the District within 50 feet of the property line or easement of such owner. Such lines shall be considered available to any premises as to which the boundary line or easement is located within 50 feet of such water line.

Any and all property owners to whom such lines are so available shall be entitled to a water connection upon timely payment of the prescribed water connection charge as set out above.

Any and all owners of properties where the property line or easement is located more than 50 feet from a water line shall be entitled to the same privilege by paying the additional cost of bringing a water line the additional distance, in excess of 50 feet, to his property line or easement.

SECTION 3. RIGHTS ON PAYMENT OF CONNECTION CHARGE; PAVEMENT REPLACEMENT.

The payment by property owner(s) of the prescribed water connection charge shall entitle the owner of such property to have a water line brought to the edge of his property line or easement, and said charge includes the cost of replacing any pavement which may be disturbed on any dedicated public streets or ways during construction. Such property owner, if he desires water service, must bear the cost (including replacement of any pavement which may be disturbed on his premises during the construction) of running a water line from the building located on his premises to the point in said property line.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

DATE OF ISSUE 2 25 83
Month Day Year

DATE EFFECTIVE MAR 17 1983
Month Day Year

ISSUED BY

Name of Officer

Title

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY [Signature]
Address

FOR Hickory & Lowes (Graves Co.) Kentucky

P.S.C. Ky. No. _____

Original Sheet No. 4

Cancelling P.S.C. Ky. No. _____

_____ Sheet No. _____

Hickory Water District

RULES AND REGULATIONS

or easement where the District has brought the water line.

SECTION 4. COSTS OF INSTALLATION AND INDEMNIFICATION.

All costs, expenses and responsibility incident to installation, connection and use of water lines from the outlet side of the respective water meters to such respective premises where such respective water lines are brought to serve such premises and extending to the respective buildings on such premises, shall be borne by the respective property owners, who shall further indemnify the District from any loss or damage that may directly or indirectly be occasioned by the installation of such lines. All water connections shall be made under the supervision of the Superintendent of said waterworks system in accordance with the rules and regulations of the Kentucky Department of Health.

SECTION 5. METER RATES FOR WATER USAGE.

Subject to the minimum monthly water rates specified above, the following metered charges shall be made for each 1,000 gallons of water consumption per month to customers of all size connections:

<u>Number of Gallons of Water per Month</u>		<u>Monthly Charge Per 1,000 Gallons or less</u>
First	2,000 gallons	\$ 4.50 (Minimum Monthly Charge for 2,000 gallons)
Next	3,000 gallons	1.90
Next	5,000 gallons	1.40
Next	10,000 gallons	1.15
Next	30,000 gallons	.85
Next	50,000 gallons	.60
All over 100,000 gallons		.50

**PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE**

DATE OF ISSUE 2 25 83
Month Day Year

DATE EFFECTIVE MAR 17 1983

ISSUED BY

Name of Officer

Title

PURSUANT TO 807 KAR 8.011,
SECTION 9(1)
Address

FOR Hickory & Lowes (Graves Co.) Kentucky

P.S.C. Ky. No. _____

Original _____ Sheet No. 5

Cancelling P.S.C. Ky. No. _____

_____ Sheet No. _____

Hickory Water District

RULES AND REGULATIONS

Whenever the minimum monthly charge is in excess of the total metered charge, the minimum shall apply. Whenever the total metered charge is in excess of the prescribed minimum monthly charge, the metered charge shall apply.

SECTION 6. ALL CUSTOMERS METERED; NO FREE SERVICE.

It shall be mandatory for all customers of the waterworks system to be metered. No one shall receive or be entitled to free water service or to any such service without paying the full rates herein specified. The schedule of rates herein prescribed for monthly water service shall be uniformly charged to all customers of the waterworks system of the District. No customer shall resell water except under the terms of a special contract executed with the District.

SECTION 7. METERS READ MONTHLY.

Water meters shall be read monthly commencing on the 20th day of each calendar month or as soon thereafter as weather and other conditions and circumstances may reasonably permit, and such reading shall continue as expeditiously as possible until all of the meters have been read.

In the event that upon the occasion of a monthly meter reading, it is found that the meter of a customer is defective or non-operative, such water bill shall be computed on the basis of the average monthly water consumption of such customer shown by the three preceding monthly meter readings, provided that if no such readings are then available, the applicable water bill may be computed on the basis of an estimate of water consumption, estimated by the Superintendent of the waterworks system, subject to adjustment upward or downward according to the average of the next three succeeding monthly readings.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

DATE OF ISSUE 2 25 83
Month Day Year

DATE EFFECTIVE MAR 17 1983
Month Day Year

ISSUED BY Robert H. Sullivan
Name of Officer

Chairman
Title

PURSUANT TO 807 KAR 5:011,
SECTION 9(1)
BY [Signature]
Address

FOR **HICKORY & LOWES**
GRAVES COUNTY, KY.

P.S.C. NO. 3

ORIGINAL SHEET NO. 6A

CANCELING P.S.C. NO. 2

ORIGINAL SHEET NO. 6

HICKORY WATER DISTRICT

RULES AND REGULATIONS

SECTION 8. MINIMUM USAGE OF WATER.

A customer applying and contracting for service and paying the appropriate connection charges guarantees a minimum usage of this service of one year. The appropriate connection charges will be collected "up-front".

SECTION 9A. DEPOSITS.

The District may require a minimum cash deposit or other guaranty to secure payment of bills. Service may be refused or discontinued for failure to pay the requested deposit. Interest, as prescribed by KRS ^{278.960} ~~74.050~~ will be paid annually either by refund or credit to the customer's bill, except that no refund or credit will be made if the customer's bill is delinquent on the anniversary date of the deposit.

The deposit may be waived upon a customer's showing of satisfactory credit or payment history, and required deposits will be returned after one (1) year if the customer has established a satisfactory payment record for that period. If a deposit has been waived or returned and the customer fails to maintain a satisfactory payment record, a deposit may then be required. The District may require a deposit in addition to the initial deposit if the customer's classification of service changes or if there is a substantial change in usage. Upon termination of service, the deposit, any principal amounts, and any interest earned and owing will be credited to the final bill with any remainder refunded to the customer.

In determining whether a deposit will be required or waived, the following criteria will be considered:

1. Previous payment history with the District. If the customer has no previous history with the District, statements from other utilities, banks, etc. may be presented by the customer as evidence of good credit.
2. Whether the customer has an established income or line of credit.
3. Length of time the customer has resided or been located in the area.
4. Whether the customer owns property in the area.
5. Whether the customer has filed bankruptcy proceedings within the last seven years

DEC 31 1995

PURSUANT TO 807 KAR 5.011,
SECTION 9 (1)

BY: Jordan C. Neal
FOR THE PUBLIC SERVICE COMMISSION

DATE OF ISSUE: 11 15 95
Month Day Year

DATE EFFECTIVE: 12 31 95
Month Day Year

ISSUED BY:

Robert H. Sullivan
Name Of Officer

CHAIRMAN
Title

P. O. BOX 128, HICKORY, KY. 42051
Address

FOR **HICKORY & LOWES**
GRAVES COUNTY, KY.

P.S.C. NO. 3

ORIGINAL SHEET NO. 6B

CANCELING P.S.C. NO. 2

ORIGINAL SHEET NO. 6

HICKORY WATER DISTRICT

RULES AND REGULATIONS

6. Whether another customer with a good payment history is willing to sign as a guarantor for an amount equal to the required deposit.

If a deposit is held longer than 18 months, the deposit will be recalculated at the customer's request based on the customer's actual usage. If the deposit on account differs from the recalculated amount by more than \$10.00 for a residential customer or 10 percent for a non-residential customer, the District may collect any underpayment and shall refund any overpayment by check or credit to the customer's bill. No refund will be made if the customer's bill is delinquent at the time of the recalculation.

All customers will pay equal deposits in the amount of **\$25.00**. This amount does not exceed the average bill of residential customers served by the District and is equal to 2/12 of the average annual bill.

SECTION 9B. MONITORING OF CUSTOMER USAGE.

At least once annually the District will monitor the usage of each customer according to the following procedure:

1. The customer's annual usage for the most recent 12-month period will be compared with the annual usage for the 12 months immediately preceding that period.
2. If the annual usage for the two periods are substantially the same or if any difference is known to be attributed to unique circumstances, such as unusual weather conditions, common to all customers, no further review will be done.
3. If the annual usage differs by 15 percent or more and cannot be attributed to a readily identified common cause, the District will compare the Customer's monthly usage records for the 12-month period with the monthly usage for the same months of the preceding year.
4. If the cause for the usage deviation cannot be determined from analysis of the customer's meter reading and billing records, the District will contact the customer by telephone or in writing to determine whether there have been changes such as different number of household members or work staff, additional or different appliances, changes in business volume, or known leaks in the customer's service line.

DEC 31 1995

PURSUANT TO 807 KAR 5.011,

SECTION 9(1)95

DATE OF ISSUE: 11 15 95
Month Day Year

DATE EFFECTIVE: 12 31 95
Month Day Year

ISSUED BY:

Robert A. Sullivan
Name Of Officer

CHAIRMAN

Title

P. O. BOX 128, HICKORY, KY. 42051

Address

FOR THE PUBLIC SERVICE COMMISSION

HICKORY & LOWES

GRAVES COUNTY, KY.

P.S.C. NO.

3

ORIGINAL

SHEET NO.

6C

CANCELING P.S.C. NO.

2

ORIGINAL

SHEET NO.

6

HICKORY WATER DISTRICT

RULES AND REGULATIONS

5. Where the deviation is not otherwise explained, the District will test the customer's meter to determine whether it shows an average error greater than 2 percent fast or slow.
6. The District will notify the customers of the investigation, its findings, and any refunds or back billing in accordance with 807 KAR 5:006, Section 10(4) and (5).

In addition to the annual monitoring, the District will immediately investigate usage deviations brought to its attention as a result of its ongoing meter reading or billing processes or customer inquiry.

SECTION 9C.

BILL FORMAT.

The bill format shall be as follows:

ACCOUNT		TO			
SERVICE AT					
TYPE	PRESENT	PREVIOUS	USAGE	CHARGES	

ADDRESS
 CORRECTION
 REQUESTED

FIRST CLASS MAIL
 US POSTAGE PAID

 PERMIT NO.

RATES AVAILABLE UPON REQUEST

PUBLIC SERVICE COMMISSION
 OF KENTUCKY
 EFFECTIVE

DEC 31 1995

PURSUANT TO 807 KAR 5.011,
 SECTION 9 (1)

ACCOUNT BY: *Indira Patel*

FOR THE PUBLIC SERVICE COMMISSION

CLASS	AMOUNT DUE AFTER DUE DATE	DUE DATE	AMOUNT DUE ON OR BEFORE DUE DATE	AMOUNT DUE ON OR BEFORE DUE DATE	SAVE THIS	AMOUNT DUE AFTER DUE DATE

PLEASE BRING ENTIRE INL TO OFFICE OR MAIL STATION WITH PAYMENT

DATE OF ISSUE: 11 15 95
Month Day Year

DATE EFFECTIVE: 12 31 95
Month Day Year

ISSUED BY:

Robert A. Sullivan
Name Of Officer

CHAIRMAN
Title

P. O. BOX 128, HICKORY, KY. 42051
Address

FOR

**HICKORY & LOWES
GRAVES COUNTY, KY.**

P.S.C. NO. 3

ORIGINAL SHEET NO. 6D

CANCELING P.S.C. NO. 2

ORIGINAL SHEET NO. 6

HICKORY WATER DISTRICT

RULES AND REGULATIONS

SECTION 10.

**OWNERS PAY CONNECTION CHARGES: OCCUPANTS PAY
RATES.**

Connection charges, where applicable, shall be the personal obligation of the owners of the respective properties. All water charges, other than connection charges, shall be the personal obligation, collectible by law, of the occupant of the lot, property or building receiving the benefits of such use and service so long as the same continues, and the satisfaction of the liability by any party shall be a discharge of the liability for which the payment is made.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

DEC 31 1995

PURSUANT TO 807 KAR 5.011,
SECTION 9 (1)

BY: Jordan C. Neal
FOR THE PUBLIC SERVICE COMMISSION

DATE OF ISSUE: 11 15 95
Month Day Year

DATE EFFECTIVE: 12 31 95
Month Day Year

ISSUED BY:

Robert A. Sullivan
Name Of Officer

CHAIRMAN
Title

P. O. BOX 128, HICKORY, KY. 42051
Address

FOR Hickory & Lowes (Graves Co.) Kentucky

P.S.C. Ky. No. _____

Original Sheet No. 7

Cancelling P.S.C. Ky. No. _____

Sheet No. _____

Hickory Water District

RULES AND REGULATIONS

SECTION 11. MULTIPLE USERS.

Where two or more tenants or occupants (of different rental units) of property are served by a single water meter, the water rates and charges shall be the personal obligation, collectible by law, of the person or persons who apply for such service and, where applicable, make the required deposit. Such occupants may each obtain a separate meter where possible in existing buildings. In the event that such multiple unit property is served by a single meter, each of such occupants shall be billed his proportionate (to the number of users and not to the quantity used) share of the water charges applicable to such property, and each shall constitute a separate user and be billed accordingly, and in any event, not less than the minimum rate(s) herein prescribed. The computation of the water consumption above the amount allowed in the minimum bill to such water users shall be made the same as if only one customer occupied the entire property; provided, however, that a motel may be billed through a single water meter, according to the applicable water rates for the amount of water so consumed. Any customer may file an application for a separate water meter, and upon payment of the applicable connection fee and deposit therefor, the District shall install a separate water meter for such applicant, where possible, in which event such applicant will be billed at the water rate applicable to the usage of water recorded by such separate meter.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

DATE OF ISSUE 2 25 83
Month Day Year

DATE EFFECTIVE MAR 17 1983
Month Day Year

ISSUED BY Robert A. Sullivan
Name of Officer

Title

PURSUANT TO 807 KAR 5:011,
SECTION 9(1)
BY: [Signature]
Address

FOR Hickory & Lowes (Graves Co.) Kentucky

P.S.C. Ky. No. _____

Original Sheet No. 8

Cancelling P.S.C. Ky. No. _____

Sheet No. _____

Hickory Water District

RULES AND REGULATIONS

SECTION 12. REVISION OF RATES.

The schedule of rates and charges prescribed in this Resolution shall be revised from time to time, and whenever required shall be increased, subject to approval of the PSC, so as to produce income and revenues from the waterworks system adequate to comply with such covenants and agreements as may be made by the District in connection with the Revenue Bond Issue financing referred to herein.

SECTION 13. BILLING; COLLECTION; PENALTY.

That the rates or charges aforesaid shall be billed monthly, on statements which shall be issued on or about the first of each month, and all bills for such service shall be considered due and payable ten days after the date of issue. If a bill is not paid within ten days after such date of issue, such bill shall be considered delinquent, and there shall be imposed a penalty on each bill not so paid, in an amount equal to ten percent (10%) of the charges (other than sales tax) shown on the face amount of such delinquent bill. When a bill has been delinquent for twenty days, the District shall serve a customer written notice of his delinquency, and of the fact that such customer is entitled, upon written request, to a hearing on the question of termination of services. If such bill is not paid within ten days after the mailing of such notice, and if no hearing is requested, or if a hearing is requested and timely held, **PUBLIC SERVICE COMMISSION** **OF KENTUCKY** **EFFECTIVE** customer's delinquency is thereby established, the District may disconnect the

DATE OF ISSUE 2 25 83
Month Day Year

DATE EFFECTIVE

MAR 17 1983

ISSUED BY

Name of Officer

Title

PURSUANT TO 807 KAR 5011,
SECTION 9 (1)
Address

FOR Hickory & Lowes(Graves Co.)Kentucky

P.S.C. Ky. No. _____

Original Sheet No. 9

Hickory Water District

Cancelling P.S.C. Ky. No. _____

Sheet No. _____

RULES AND REGULATIONS

water service of such customer without further notice, subject to the By-Laws, Rules, and Regulations referred to in Section 7. If water service is disconnected by the District by reason of delinquency in the payment of any water bill, reconnection of such service shall not be made until the owner or user pays all charges and penalties owed, plus the amount of \$15.00 as a disconnection and reconnection charge. If any deadline date falls on a Sunday or legal holiday, such deadline shall not expire until the next secular day thereafter.

SECTION 14. BY-LAWS, RULES, AND REGULATIONS INCORPORATED BY REFERENCE.

That the Commission of the District has concurrently herewith adopted By-Laws, Rules, and Regulations for the operation of the waterworks system of the District. Such By-Laws, Rules, and Regulations are incorporated in this Amended Rate Resolution by reference and made a part hereof. Copies of such By-Laws, Rules, and Regulations are on file at the office of the Secretary of the Commission, where same may be examined by any interested parties.

SECTION 15. SEVERABILITY.

That if any clause, provision, paragraph, or section of this Resolution be ruled void or unenforceable by any court of competent jurisdiction, the remainder thereof is intended to be adopted and shall be in full force and effect notwithstanding.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

DATE OF ISSUE 2 25 83
Month Day Year

DATE EFFECTIVE MAR 17 1983

ISSUED BY Robert H. Sullivan Chairman
Name of Officer Title

PURSUANT TO 807 KAR 5.011,
SECTION 9(1)
BY: [Signature] Address

FOR Hickory & Lowes (Graves Co.) Kentucky

P.S.C. Ky. No. _____

Original Sheet No. 10

Cancelling P.S.C. Ky. No. _____

Sheet No. _____

Hickory Water District

RULES AND REGULATIONS

SECTION 16. ALL FORMER PROVISIONS IN CONFLICT REPEALED;
EFFECTIVE DATE OR ORDINANCE.

That all orders, resolutions, motions or parts thereof, insofar as same may be in conflict herewith, are repealed, and this Resolution shall take effect from and after its passage, approval, and publication as provided by law; provided, however, that this Ordinance shall not be published and shall not become effective until the rate and charges herein shall have been approved by the Public Service Commission of Kentucky.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

DATE OF ISSUE 2 25 83
Month Day Year

DATE EFFECTIVE MAR 17 1983
Month Day Year

ISSUED BY Robert H. Sullivan Chairman
Name of Officer Title

PURSUANT TO 807 KAR 5:011,

SECTION 9(1)
Address

RY: [Signature]

FOR _____

P.S.C. KY. NO. _____

SHEET NO. _____

CANCELLING P.S.C. KY NO. _____

SHEET NO. _____

RULES AND REGULATIONS

HICKORY WATER DISTRICT
PO BOX 128
HICKORY, KY 42051

ACCOUNT 99-99999-99 00/00 TO 10/93

SERVICE AT XXXXXXXXXXXXXXXXXXXXXXXXXXXX

TYPE	PRESENT	PREVIOUS	USAGE	CHARGES
**	0	0		999999.99
**				999999.99
**				999999.99
**				999999.99

SERVICE WILL BE TERMINATED
20 DAYS AFTER DUE DATE
RECONNECTION FEE - \$15.00
RATES AVAILABLE UPON REQUEST

PLEASE BRING ENTIRE BILL TO OFFICE OR MAIL SLIP WITH PAYMENT

ADDRESS
CORRECTION REQUESTED
XXXXXXXXXX

FIRST CLASS MAIL
US POSTAGE PAID
HICKORY 42051
PERMIT NO. 2

RATES AVAILABLE UPON REQUEST

MAIL TO

XXXXXXXXXXXXXXXXXXXXXXXXXXXX
YYYYYYYYYYYYYYYYYYYYYYYYYY
XXXXXXXXXXXXXXXXXXXXXXXXXXXX
XXXXXXXXXXXXXXXXXXXX XX
99999-9999

CLASS	AMOUNT DUE AFTER DUE DATE	DUE DATE	AMOUNT DUE ON OR BEFORE DUE DATE
0	.00	12/10/93	.00

ACCOUNT	DUE DATE
99-99999-99	12/10/93

AMOUNT DUE ON OR BEFORE DUE DATE	SAVE THIS	AMOUNT DUE AFTER DUE DATE
.00	.00	.00

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

JAN 13 1994

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: [Signature]
PUBLIC SERVICE COMMISSION MANAGER

DATE OF ISSUE _____
MONTH DATE YEAR

DATE EFFECTIVE _____
MONTH DATE YEAR

ISSUED BY _____
NAME OF OFFICER TITLE ADDRESS

SECTION 20. SEVERABILITY.

If any clause, provision, paragraph or section of this Resolution be ruled void or unenforceable by any court of competent jurisdiction, the remainder thereof is intended to be adopted and shall be in full force and effect notwithstanding.

SECTION 21. ALL FORMER PROVISIONS REPEALED;
EFFECTIVE DATE OF RESOLUTION.

All District resolutions, orders, motions, or parts thereof, insofar as same may be in conflict herewith, are repealed, and this Resolution shall take effect from and after its adoption, approval, and publication as provided by law, except that the rates herein prescribed shall be effective on the respective dates herein provided.

Adopted and approved on this _____ day of _____, 1967.

(Seal of District)

Chairman, Board of Water Commissioners,
Hickory Water District

Attest:

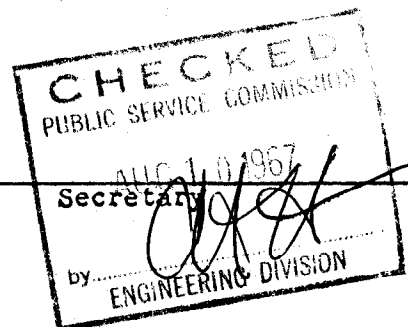
Secretary

CERTIFICATE OF SECRETARY

I, J. E. GUESS, hereby certify that I am the duly qualified and acting Secretary of the Hickory Water District of Graves County, Kentucky, that the foregoing Resolution is a true copy of a Resolution duly adopted by the Board of Water Commissioners of said District on _____, 1967, that said Resolution has been ordered to be published as required by law, and that said Resolution appears as a matter of public record in the official records of said District.

IN WITNESS WHEREOF, I have hereto set my hand as Secretary of the District and the official Seal of the District on this _____ day of _____, 1967.

(Seal of District)



charges remaining delinquent for a period of thirty days. If the 30th day of the month falls on a Sunday or a legal holiday, the bill shall be deemed to be timely paid if paid on or before the next secular day thereafter.

SECTION 17. DELINQUENCY; DISCONNECTION OF
WATER SERVICE; RECONNECTION.

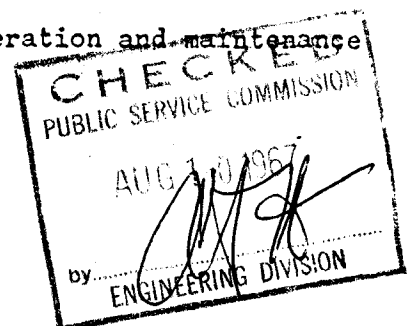
If a bill is not paid after remaining delinquent for thirty days, the Superintendent of the waterworks system shall thereupon turn off the water of such user according to the current practices existing at the time of the turn-off for water delinquents and may further enjoin use of the water facilities of the District by said customer until payment in full is made. If the last day of the month falls on a Sunday or legal holiday, such deadline shall not expire until the next secular day thereafter. If such water service is cut off by the District, reconnection of such service shall not be made until the owner or user pays all charges and penalties owed plus the amount of Five Dollars (\$5.00) as a disconnection and reconnection charge.

SECTION 18. DEPOSIT IS NO EXCUSE FOR DELINQUENCY.

The foregoing provisions are intended to and shall apply regardless of the availability of any initial deposit required by this Resolution.

SECTION 19. RECORDS AND AUDITS.

The rates, rentals and charges for the use of and services rendered by the District waterworks system shall be billed and collected by the District, and the full amount of the proceeds for such service shall be deposited as received and set aside into the appropriate fund as the Superintendent of the system may designate, but subject to any different designation which may be made in any proceeding relating to the issuance of Revenue Bonds. The records of the District with respect to charging, billing, collecting and accounting for water service shall be audited at least once each twelve months by an independent certified public accountant, and a report thereof shall be filed with the Secretary of the District, or shall be filed in such manner and at such other time or times as may be provided in any Resolution or proceeding of the District relating to the issuance of Revenue Bonds. The cost of such audit shall be classified and paid as an expense of operation and maintenance of the District waterworks system.



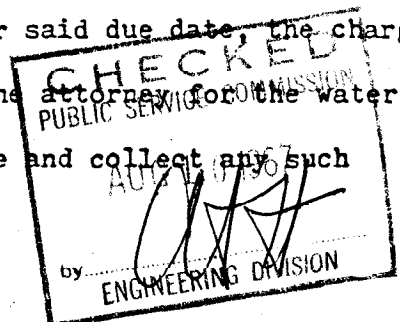
shall be the personal obligation, collectible by law, of the person or persons who apply for such service and, where applicable, make the required deposit. Such occupants may each obtain a separate meter, and in the event that such multiple unit property is served by a single meter, each of such occupants shall be billed his proportionate (to the number of users and not to the quantity used) share of the water charges applicable to such property, and each shall constitute a separate user and be billed accordingly, and in any event, not less than the minimum rate(s) herein prescribed. The computation of the water consumption above the amount allowed in the minimum bill to such water users shall be made the same as if only one customer occupied the entire property; provided, however, that a motel may be billed through a single water meter, according to the applicable water rates for the amount of water so consumed. Any customer may file an application for a separate water meter, and upon payment of the applicable connection fee and deposit therefor, the District shall install a separate water meter for such applicant, in which event such applicant will be billed at the water rate applicable to the usage of water recorded by such separate meter.

SECTION 15. REVISION OF RATES.

The schedule of rates and charges prescribed in this Resolution shall be revised from time to time, and whenever required shall be increased, so as to produce income and revenues from the waterworks system adequate to comply with such covenants and agreements as may be made by the District in connection with the Revenue Bond Issue financing referred to herein.

SECTION 16. BILLING; COLLECTION; PENALTIES.

The rates or charges aforesaid shall be billed monthly on or about the first of each month, and all bills for such service shall be considered due and payable ten days after rendition. If a bill is not paid as aforesaid within such ten day period, there shall be imposed a penalty on each bill not so paid, in an amount equal to ten percent (10%) of the charges (other than sales tax) shown on the face amount of said bill not so paid. If a bill is not paid within the first thirty days period after said due date, the charges shown on such bill shall be deemed delinquent, and the attorney for the water district is hereby authorized and directed to enforce and collect any such



and circumstances may reasonably permit, and such reading shall continue as expeditiously as possible until all of the meters have been read.

In the event that upon the occasion of a monthly meter reading, it is found that the meter of a customer is defective or non-operative, such water bill shall be computed on the basis of the average monthly water consumption of such customer shown by the three preceding monthly meter readings, provided that if no such readings are then available, the applicable water bill may be computed on the basis of an estimate of water consumption, estimated by the Superintendent of the waterworks system, subject to adjustment upward or downward according to the average of the next three succeeding monthly meter readings.

SECTION 11. MINIMUM USAGE OF WATER; DISCONNECTION PRIOR TO SUCH MINIMUM USAGE.

If, after the District makes water service available to a customer, such customer fails to connect and actually purchase water and/or if, after making such connection, such customer disconnects such water service prior to the time that such customer will have paid to the District a total of at least \$300.00 in water connection charges and/or in monthly water charges, then reconnection (or original connection) of water service to such customer shall not be made by the District unless such customer pays all charges and penalties owed, plus a disconnection charge in an amount equal to the amount by which the sum of \$300.00 is in excess of the total amount paid by such customer to the District in water connection charges and/or monthly water charges, but in any event said disconnection charge shall not be less than \$5.00.

SECTION 12. DEPOSITS.

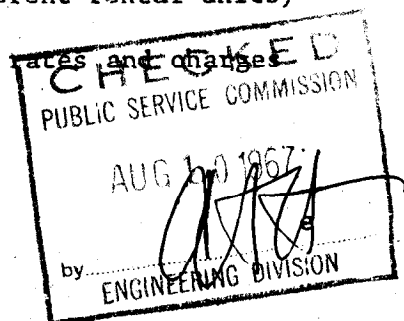
A deposit shall be made with the District for water service by any applicant desiring service, except resident property owners, before being entitled to such service. The amount of such deposit shall be \$10.00, except that a deposit of \$15.00 shall be required with reference to water service to any house trailer. Such deposit, less any unpaid charges, shall be refunded to such customer, his heirs or assigns, whenever such customer notifies the District legally to disconnect or terminate service to such customer.

SECTION 13. OWNERS PAY CONNECTION CHARGES; OCCUPANTS PAY RATES.

Connection charges, where applicable, shall be the personal obligation of the owners of the respective properties. All water charges, other than connection charges, shall be the personal obligation, collectible by law, of the occupant of the lot, property or building receiving the benefits of such use and service so long as the same continues, and the satisfaction of the liability by any party shall be a discharge of the liability for which the payment is made.

SECTION 14. MULTIPLE USERS.

Where two or more tenants or occupants (of different rental units) of property are served by a single water meter, the water rates and charges



SECTION 6. MINIMUM WATER RATES.

The minimum monthly water bills (rates) for the respective size connection, and the quantities of water available to the customers of such size connections for such minimum bills (rates), based on the quantity charges specified above, shall be as follows:

<u>SIZE OF METER CONNECTIONS</u>	<u>MINIMUM MONTHLY WATER RATES</u>	<u>NUMBER OF GALLONS OR LESS OF WATER PER MONTH FOR MINIMUM MONTHLY RATE</u>
5/8" x 3/4"	\$ 4.00	2,000
3/4"	7.50	4,000
1"	10.50	6,000
1-1/2"	12.38	7,500
2"	20.50	15,000

Customers having said respective size connections shall pay rates for the use of water in excess of the respective quantities set out above, at the rates specified therefor in Section 5 of this Rate Resolution.

SECTION 7. RATES ARE EXCLUSIVE OF SALES TAX.

The foregoing rates are rates to be charged by the District, and any applicable State sales tax shall be added to each bill as a separate charge.

SECTION 8. EFFECTIVE DATES FOR WATER CHARGES.

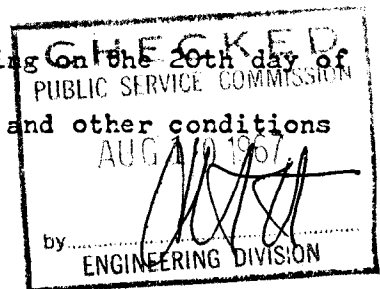
The foregoing water rates and charges shall be effective as to all water customers beginning on the respective dates upon which each new water customer connects his premises to the water line made available to his premises.

SECTION 9. ALL CUSTOMERS METERED; NO FREE SERVICE.

It shall be mandatory for all customers of the waterworks system to be metered. No one shall receive or be entitled to free water service or to any such service without paying the full rates herein specified. The schedule of rates herein prescribed for monthly water service shall be uniformly charged to all customers of the waterworks system of the District. No customer shall resell water except under the terms of a special contract executed with the District.

SECTION 10. METERS READ MONTHLY.

Water meters shall be read monthly commencing on the 20th day of each calendar month or as soon thereafter as weather and other conditions



B. For all customers for any size connection who applied or who shall apply for a water connection subsequent to that date, with a tender of the applicable connection charge prior to the initial completion of the construction of the new waterworks system of the District, as certified by the District engineers, the connection charge shall be One Hundred and Fifty Dollars (\$150.00).

C. For customers who apply for a water connection subsequent to said completion of construction, the minimum connection charge shall be Three Hundred Dollars (\$300.00) for a 5/8" x 3/4" size connection and the connection charge for other respective size connections shall be as follows:

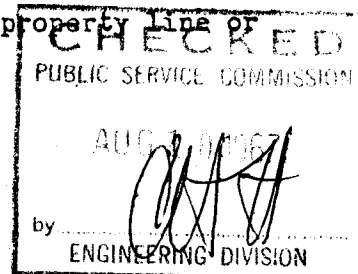
<u>Size of Meter Connection</u>	<u>Connection Tap-on Fee</u>
5/8" x 3/4"	\$ 300.00
3/4"	350.00
1"	400.00
1-1/2"	500.00
2"	600.00

SECTION 2. RIGHTS ON PAYMENT OF WATER CONNECTION CHARGES.

Water connections shall be made available to the owners of any premises (residential, commercial or industrial) abutting upon any street, road, alley, public way or easement in which a water line is constructed by the District within 150 feet of the property line or easement of such owner. Such lines shall be considered available to any premises as to which the boundary line or easement is located within 150 feet of such water line.

Any and all property owners to whom such lines are so available shall be entitled to a water connection upon timely payment of the prescribed water connection charge as set out above.

Any and all owners of properties where the property line or easement is located more than 150 feet from a water line shall be entitled to the same privilege by paying the additional cost of bringing a water line the additional distance, in excess of 150 feet, to his property line or easement.



SECTION 3. RIGHTS ON PAYMENT OF CONNECTION
CHARGE; PAVEMENT REPLACEMENT.

The payment by property owner(s) of the prescribed water connection charge shall entitle the owner of such property to have a water line brought to the edge of his property line or easement, and said charge includes the cost of replacing any pavement which may be disturbed on any dedicated public streets or ways during construction. Such property owner, if he desires water service, must bear the cost (including replacement of any pavement which may be disturbed on his premises during the construction) of running a water line from the building located on his premises to the point in said property line or easement where the District has brought the water line.

SECTION 4. COSTS OF INSTALLATION AND INDEMNIFICATION.

All costs, expenses and responsibility incident to installation, connection and use of water lines from the outlet side of the respective water meters to such respective premises where such respective water lines are brought to serve such premises and extending to the respective buildings on such premises, shall be borne by the respective property owners, who shall further indemnify the District from any loss or damage that may directly or indirectly be occasioned by the installation of such lines. All water connections shall be made under the supervision of the Superintendent of said waterworks system in accordance with the rules and regulations of the Kentucky Department of Health.

SECTION 5. BASIC MONTHLY WATER RATES.

There shall be and there are hereby established from and after effective date of this Resolution, basic monthly rates or charges for water supplied by the waterworks system of the District, as follows:

NUMBER OF GALLONS OF
WATER (OR LESS) PER MONTH

First 2,000 Gallons

Next 3,000 Gallons

Next 5,000 Gallons

Next 10,000 Gallons

Next 30,000 Gallons

Next 50,000 Gallons

All over 100,000 Gallons

MONTHLY CHARGE PER 1,000
GALLONS OR LESS PER MONTH

\$ 2.00 per 1,000 Gallons
(\$ 4.00 Minimum Charge for
2,000 Gallons)

1.75

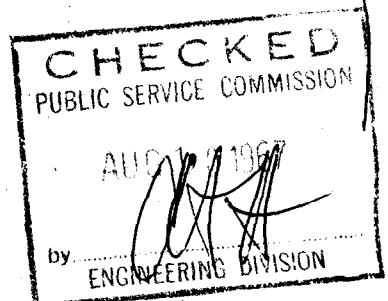
1.25

1.00

.75

.50

.40



RATE RESOLUTION

RESOLUTION OF THE HICKORY WATER DISTRICT OF GRAVES COUNTY, KENTUCKY, ESTABLISHING RATES, FEES AND CHARGES FOR THE USE OF AND THE SERVICES RENDERED BY THE DISTRICT WATERWORKS SYSTEM, AND PROVIDING FOR THE COLLECTION AND ENFORCEMENT OF SUCH RATES AND CHARGES.

WHEREAS, the Board of Water Commissioners of the Hickory Water District of Graves County, Kentucky, has heretofore determined that the promotion and preservation of the public health, safety and general welfare of said District and of all of its citizens and inhabitants require the construction and installation of a new District waterworks system, and

WHEREAS, the District is by concurrent proceedings providing for the issuance of its Waterworks System Revenue Bonds for the purpose of defraying the costs (not otherwise provided) of constructing said system in the manner provided by KRS 74.370 and KRS 96.350-510, and

WHEREAS, in and by said statutes it is required that rates or charges for services of the District waterworks system be prescribed and maintained so as to provide for the payment of the interest upon and principal of said bonds as the same become due, and also to pay operating and maintenance costs, as well as to create a depreciation fund, and

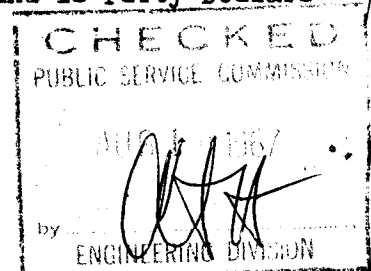
WHEREAS, it is necessary at this time that a schedule of rates for water service be prescribed and that provision be made for the collection thereof,

NOW, THEREFORE, THE BOARD OF WATER COMMISSIONERS OF THE HICKORY WATER DISTRICT OF GRAVES COUNTY, KENTUCKY, DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. WATER CONNECTION CHARGES.

Water connection charges are hereby established and shall be exacted for each connection with the waterworks system of the District, based on the respective dates on which application is or was filed and on the respective sizes of meter connections, as follows:

A. For all customers for any size connection who applied for a water connection and tendered to the District the applicable connection charge prior to June 1, 1965, the connection charge was and is Fifty Dollars (\$50.00).



WATER SHORTAGE RESPONSE PLAN

HICKORY WATER DISTRICT

Section 1. Purpose. The purpose of this Plan is to provide for the declaration of official phases of water supply shortages and the implementation of voluntary and mandatory water conservation measures throughout the HICKORY WATER DISTRICT in the event a shortage is declared.

Section 2. Definitions. These terms are applicable only for this Plan unless specifically noted.

- (a) "Customer" shall mean any person or entity using water for any purpose from the HICKORY WATER DISTRICT water distribution system and for which either a regular charge is made or, in the case of bulk sales, a cash charge is made at the site of delivery.
- (b) "Raw Water Supplies" shall mean all water potentially available to persons in the HICKORY WATER DISTRICT
- (c) "Treated Water" shall mean water that has been introduced by the HICKORY WATER DISTRICT into its water distribution system, including water offered for sale. Uses of treated water are classified as follows:

Essential Water Uses (Class 1):

The following uses of water, listed by site or user type, are essential.

Domestic:

- water necessary to sustain human life and the lives of domestic pets, and to maintain minimum standards of hygiene and sanitation.

Health Care Facilities:

- patient care and rehabilitation, including ^{PUBLIC SERVICE COMMISSION} ~~intended~~ ^{EFFECTIVE} filling and operation of swimming pools.

Water Hauling:

- sales of domestic use where ^{PURSUANT TO 807 KAR 5.011,} ~~not reasonably~~ available elsewhere.

Public Use:

- firefighting,

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BY: Stephan D. Bue
SECRETARY OF THE COMMISSION

- health and public protection purposes, if specifically approved by health officials.

Socially or Economically Important Uses (Class 2):

The following uses of water, listed by site or user type, are socially or economically important.

Domestic:

- personal, in-house water use including kitchen, bathroom and laundry.

Water Hauling:

- non-domestic, when other sources are not reasonably available elsewhere.

Commercial and Civic Use:

- commercial car and truck washes,
- laundromats
- restaurants, clubs and eating places.
- schools, churches, motels/hotels and similar commercial establishments.

Outdoor Non-Commercial Watering:

- minimal watering of vegetable gardens,
- minimal watering of trees where necessary to preserve them.

Outdoor Commercial or Public Watering (using conservation methods and when other sources of water are not available or feasible to use):

- agricultural irrigation for the production of food and fiber or the maintenance of livestock,
- watering by arboretums and public gardens of national, state, regional or community significance where necessary to preserve specimens,
- watering by commercial nurseries at a minimum level necessary to maintain stock,
- watering at a minimum rate necessary to establish or maintain revegetation or landscape plantings required pursuant to law or regulation,

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- watering of woody plants where necessary to preserve them,
- minimal watering of golf course greens.

Recreational:

- operation of municipal swimming pools and residential pools that serve more than 25 dwelling units.

Air Conditioning:

- refilling for startup at the beginning of the cooling season,
- makeup of water during the cooling season,
- refilling specifically approved by health officials where the system has been drained for health protection or repair services.

Non-Essential Uses (Class 3):

Any waste of water, as defined herein, is non-essential. The following uses of water, listed by site or user type, are non-essential.

Public Use:

- use of fire hydrants (excluding Class 1 and Class 2 uses), including use of sprinkler caps, testing fire apparatus and fire department drills,
- flushing of sewers and hydrants except as needed to ensure public health and safety as approved by health officials.

Commercial and Civic Use:

- serving water in restaurants, clubs, or eating places, except by customer request,
- failure to repair a controllable leak,
- increasing water levels in scenic and recreational ponds and lakes, except for the minimum amount required to support fish and wildlife.

Ornamental Purposes:

- fountains, reflecting pools and waterfalls.

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SECTION 9 (1)

BY: Stephan D. Bell
and artificial
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Outdoor Non-Commercial Watering:

- - use of water for dirt control or compaction,
- watering of annual or non-woody plants, lawns, parks, golf course fairways, playing fields and other recreational areas,
- washing sidewalks, walkways, driveways, parking lots, tennis courts or other hard-surface areas,
- washing down buildings or structures for purposes other than immediate fire protection,
- flushing gutters or permitting water to run or accumulate in any gutter or street.

Outdoor Commercial or Public Watering:

- expanding nursery facilities, placing new irrigated agricultural land in production, or planting of landscaping except when required by a site design review process,
- use of water for dirt control or compaction,
- watering of lawns, parks, golf course fairways, playing fields and other recreational areas,
- washing sidewalks, walkways, driveways, parking lots, tennis courts or other hard-surface areas,
- washing down buildings or structures for purposes other than immediate fire protection,
- flushing gutters or permitting water to run or accumulate in any gutter or street.

Recreational uses other than those specified in Class 2

Non-commercial washing of motor and other vehicles

Air Conditioning (see also Class 2 purposes):

- refilling cooling towers after draining.

(d) "Base Entitlement" shall mean the monthly usage for a customer during the same month of the preceding calendar year or the average per customer usage for each class of service during the same month of the preceding year.

(e) "Curtailed Entitlement" shall mean the monthly usage for a customer after any curtailment percentage has been applied.

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(f) "Curtailement" shall mean the reduction in entitlement by some percentage to meet anticipated water shortages.

(g) Water Shortage Response Phases:

"Advisory" shall mean that conditions exist which indicate the potential for serious raw or treated water supply shortages.

"Alert" shall mean the raw or treated water supplies are consistently below seasonal averages, and if they continue to decline, may not be adequate to meet normal needs.

"Emergency" shall mean that raw or treated water supplies are below the level necessary to meet normal needs and that serious shortages exist in the area.

(h) "Rationing" shall mean that procedures must be established to provide for the equitable distribution of critically-limited raw or treated water supplies, in order to balance demand and limited available supplies, and to assure that sufficient water is available to preserve public health and safety.

Section 3. Applicability. The provisions of this Plan shall apply to all retail and wholesale customers of the Hickory Water District. When implemented, this Plan becomes Hickory Water District Water Shortage Response Regulation.

Section 4. Entitlements. Entitlements shall be established for each customer by adjusting the base entitlement to reflect any known change in usage pattern.

Section 5. Determination of Water Shortage. Water supply and usage shall be monitored on a continuous basis. Unrestricted demand shall be projected from past records and adjusted for changes such as new developments and weather conditions on a regular basis. (Note: A sample calculation page is attached as Appendix A to assist in determining overall water levels. It is important that accurate water measurements be used.) Water shortages generally occur for two reasons, a reduction in available supplies or a system failure. Each of these has a distinct influence on the nature and duration of the conservation program implemented. Official declaration of a water shortage stage and implementation of the measures necessary to curtail water use shall be approved by the Glades County Fiscal Court and Hickory Water District.
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Section 6. Term of Water Shortage Declaration. Any water shortage declaration shall remain in effect until water supplies of service conditions have returned to normal. A final determination as to terminating a water shortage declaration shall be made by the Chairman of Hickory Water District.
PURSUANT TO 897 KAR 5.011,
SECRETARY OF PUBLIC SERVICE COMMISSION
BY: Stephanie
of Hickory

Section 7. Water Shortage Stage, Criteria, Conservation and Curtailment Measures.

A. Advisory Stage:

- (1) Criteria: A water advisory shall be declared when the amount of treated water or raw water available for treatment is projected to be up to 0% below demand, or there are periods of low water pressure in one or more areas of the distribution system due to system failure or inadequacies or the State Division of Water issues a Water Shortage Watch which includes the areas from which the Hickory Water District draws water. (Note: Additional conditions may be added based on local conditions.)

(2) Conservation and Curtailment Measures:

- (a) Declare a Water Shortage Advisory.
- (b) Provide proper notice to all customers and to all local news media.
- (c) Eliminate all water leaks.
- (d) Request voluntary conservation of all non-essential (Class 3) water use.
- (e) Request wholesale customers also issue request for voluntary conservation by their customers of all non-essential (Class 3) water use.

B. Alert Stage:

- (1) Criteria: A water alert shall be declared when the amount of treated water available is projected to be up to 10% below demand, or raw water supplies are consistently below seasonal averages and if they continue to decline, may not be adequate to meet normal needs. (Note: Additional conditions may be added based on local conditions.)

(2) Conservation and Curtailment Measures:

- (a) Declare Water Shortage Alert.
- (b) Provide proper notice to all customers and to all local news media.
- (c) Eliminate all water leaks.
- (d) Prohibit all non-essential (Class 3) water uses.

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(e) Curtail entitlements to all customers by the same percentage as the projected shortage.

(f) Begin billing all customer water usage in excess of curtailed entitlement at the normal rate plus an excess usage charge of \$3.00 per 1,000 gallons.

C. Emergency Stage:

1. Criteria: A Water Emergency shall be declared when the amount of treated water available is projected to be up to 10% below demand, or there are periods of no water in one or more areas of the distribution system due to low water supply or raw water supplies below the level necessary to meet normal needs. (Note: Additional conditions may be added based on local conditions.)

2. Conservation and Curtailment Measures:

(a) Declare Water Shortage Emergency.

(b) Provide proper notice to all customers and to all local news media.

(c) Eliminate all water leaks.

(d) Prohibit all Class 3 uses of water.

(e) Prohibit all Class 2 uses of water except Domestic uses for kitchens, bathrooms and laundries.

(f) Curtail all commercial and industrial entitlements (except Health Care Facilities) by 100%.

(g) Curtail Residential entitlements by the same percentage as the projected shortage.

(h) Curtail entitlements to PUBLIC SERVICE COMPANY all wholesale customers by the same percentage as the projected shortage. EFFECTIVE

(i) Begin billing all customer water usage in excess of curtailed entitlement at the normal rate plus an excess usage charge of \$7.00 per 1,000 gallons. DEC 14 2001

D. Rationing Stage:

1. Criteria: Treated water available is greater than 40% below demand or raw water supplies are below

BY: Stephan D. Bell
SECRETARY OF THE COMMISSION

the level necessary to meet essential needs, and in the opinion of Hickory Water District mandatory rationing is required to insure adequate water is available to maintain public health and safety.

2. Conservation and Curtailment Measures:

- (a) Declare Water Shortage Rationing.
- (b) Provide proper notice to all customers and to all local news media.
- (c) Eliminate all water leaks.
- (d) Prohibit all Class 3 and Class 2 uses of water.
- (e) Curtail all commercial and industrial entitlement (except Health Care Facilities) by 100%.
- (f) Curtail all residential and wholesale entitlements by the same percentage as the projected shortage.
- (g) Implement service interruptions to portions of system in accordance with approved published schedule. The schedule shall be provided to all local media.
- (h) Begin billing customer water usage in excess of curtailment entitlement at the normal rate plus an excess usage charge of \$14.00 per 1,000 gallons.

Section 8. Enforcement of Water Restriction. Any person who violates the provisions of this Plan, who fails to carry out the duties and responsibilities imposed by this Plan, or who impedes or interferes with any action undertaken or ordered pursuant to this Plan shall be subject to the following:

- (a) If the utility official charged with implementation and enforcement of this Plan learns of any violation of any water use restriction imposed, a written notice of the violation shall be affixed to the property where the violation occurred and mailed to the customer of record. Said notice shall describe the violation and order that it be corrected, cured, or abated immediately or within 48 hours.
- (b) The notice will inform the customer of his or her right to appeal by requesting a hearing before the utility's designee. If a hearing is requested by the customer, he or she shall be given full opportunity to be heard

PURSUANT TO 807 KAR 50.11,
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before termination. The governing body shall make findings of fact and decide whether service should continue or terminate.

- (c) Any customer whose water service is terminated for violating provisions of this water curtailment plan shall be subject to the approved reconnection fee prior to reconnection of service.
- (d) The excess usage charge billing provisions of this Plan shall not be put in effect if a county or city ordinance containing penalty provisions is in effect to assist enforcement of this Plan.

Section 9. Request for Exception.

(a) Exception to water use restrictions: If compliance with any curtailment measure authorized herein would cause a customer to bear extraordinary hardship, that individual or entity may apply to the Hickory
Water District for an exception. For these purposes, "extraordinary hardship" shall be defined as a condition which may threaten health and safety, or cause property or economic losses, each of which must be shown to be substantially more severe than the sacrifices borne by other users. If extraordinary hardship is found to exist, then an exception shall be granted and a written waiver issued to the customer. If an appeal is made, water service shall be continued until a decision is announced. Any person aggrieved by the decision may file a complaint with the Public Service Commission.

- (b) Exception to curtailment surcharge: Exceptions to excess use charges shall not be considered or granted.

Section 10. Severability. If any provision of this Plan is declared invalid by the courts, the remainder of the Plan and its applicability to other persons and circumstances shall not be affected by that declaration.

Section 11. Effective Date. This Plan shall take effect immediately upon approval by the Public Service Commission.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

DEC 14 2001

PURSUANT

BY

OF THE COMMISSION